

ENVIRONMENTAL PLANNING & ASSESSMENT ACT 1979

MODIFICATION (MOD 15-2-2005) OF DEVELOPMENT CONSENT (DA 106-5-2004)

Internal and external works to Stage 8 within the Working Studio Precinct at Fox Studios Australia, including removal of existing seating and lowering existing stage floor

PURSUANT TO SECTION 80 OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979

(FILE NO. 9037731)

I, Izlem Boylu, Acting Team Leader, Urban Assessments, as delegate of the Minister for Infrastructure and Planning, under Instrument of Delegation dated 4 August 2003, pursuant to Section 96 (1A) of the *Environmental Planning & Assessment Act, 1979*, modify the development consent referred to in the attached Schedule 1 in the manner set out in the attached Schedule 2.

The reasons for the imposition of conditions are:

- (1) to update the description of the development, the approved set of plans and the BCA building class.

Izlem Boylu
Acting Team Leader
Urban Assessments

Sydney,

2005

SCHEDULE 1

PART A—TABLE

Application Number:	MOD 15-2-2005 modifying DA 106-5-2004
Application made by:	Fox Studios Australia FSA # 7, Driver Avenue, Moore Park NSW 1363
On land comprising:	Part Lot 51 DP 1041134
Local Government Area:	City of Sydney
For the carrying out of:	Internal and external works to Stage 8 including removal of existing seating, lowering existing stage floor, removal of existing steel framed egress stair at western end, new opening to support roller shutter and acoustic doors at west elevation and adjustment of services and access arrangements
Section 96 (1A) Application:	MOD 15-2-2004 to modify DA 106-5-2004 in the following manner: <ul style="list-style-type: none"> ▪ delete the building classification, Class 9b – Assembly, from Schedule 1 ▪ amend condition A1 of Schedule 2 regarding description of approved development ▪ amend condition A2 of Schedule 2 to reflect modified architectural plans
Development consent granted by:	Delegate of the Minister for Infrastructure and Planning
On:	10 August 2004
Type of development:	Local Development
S.119 public inquiry held:	No
As modified:	Consent not previously modified

PART B—NOTES RELATING TO THE MODIFICATION OF DEVELOPMENT CONSENT NO. MOD 106-5-2004

Responsibility for other approvals / agreements

The applicant is solely responsible for ensuring that all additional consents and agreements are obtained from other authorities, as relevant.

Appeals

The applicant has the right to appeal to the Land and Environment Court under Section 97 of the *Environmental Planning and Assessment Act, 1979*. The right to appeal is only available within 3 months after the date on which the applicant received this notice.

Appeals—Third Party

A third party right to appeal to this development consent is available under Section 123, subject to Section 101, of the *Environmental Planning and Assessment Act, 1979*.

Legal notices

Any advice or notice to the consent authority shall be served on the Director-General.

PART C—DEFINITIONS

The definitions within this modification are consistent with the definitions in Schedule 1 of the consent to development application 106-5-2004.

**MODIFICATION (MOD 15-2-2004) OF DEVELOPMENT CONSENT TO
DEVELOPMENT APPLICATION NO. DA 106-5-2004**

The development consent is modified as follows.

SCHEDULE 1

PART A—TABLE

Delete BCA Building Class 9b - Assembly

SCHEDULE 2

PART A – ADMINISTRATIVE CONDITIONS

(a) Omit Condition A1. Insert instead:

Development consent is granted only to carrying out the development described in detail below:

- (1) Internal and external works to Stage 8 including retention of raised stage area at RL 41.460, removal of existing seating, construction of new flooring over existing ground level by 1.3 metres to meet the current raised stage level at RL 41.460, construction and amendment of internal access ramps and stairs, new doors to existing openings, retention of external egress stairs and adjustment of services.

(b) Omit Condition A2. Insert instead:

The development shall be in accordance with modification application number 15-2-2005, submitted by the applicant on 2 February 2005, and development application number 106-5-2004, submitted by the applicant on 30 April 2004, and in accordance with the following:

Statement of Environmental Effects entitled <i>Section 96(1A) Application to Modify Development Consent No. 106-5-2004 relating to Internal and External works to Stage 8 in the Working Studios Precinct of Fox Studios Australia</i> prepared by BBC Consulting Planners, dated January 2005			
Architectural (or Design) Drawings prepared by <i>D + A Pty Ltd</i>			
Drawing No.	Revision	Name of Plan	Date
A11	03	Demolition Plan Basement	20.12.04
A12	03	Demolition Plan Ground Floor	20.12.04
A13	03	Demolition Plan Level 1	20.12.04
A14	03	Demolition Details Cross Section @ Grid 9	20.12.04
A21	05	Proposed Basement Plan	20.12.04
A22	05	Proposed Ground Floor Plan	20.12.04
A23	05	Proposed Level 1 Plan Indicative Seating Layout	20.12.04
A30	03	Proposed Seating Elevation	20.12.04
A31	04	Proposed South-West & East Elevations	10.01.05

A40	04	Proposed Cross Section Grid 9	20.12.04
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